

105TH CONGRESS
1ST SESSION

H. R. 2160

AN ACT

Making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, and for other purposes.

105TH CONGRESS
1ST SESSION

H. R. 2160

AN ACT

Making appropriations for Agriculture, Rural Development,
Food and Drug Administration, and Related Agencies
programs for the fiscal year ending September 30, 1998,
and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for Ag-
3 riculture, Rural Development, Food and Drug Administra-
4 tion, and Related Agencies programs for the fiscal year
5 ending September 30, 1998, and for other purposes,
6 namely:

7 TITLE I

8 AGRICULTURAL PROGRAMS

9 PRODUCTION, PROCESSING, AND MARKETING

10 OFFICE OF THE SECRETARY

11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses of the Office of the Secretary
13 of Agriculture, and not to exceed \$75,000 for employment
14 under 5 U.S.C. 3109, \$2,836,000: *Provided*, That not to
15 exceed \$11,000 of this amount, along with any unobli-
16 gated balances of representation funds in the Foreign Ag-
17 ricultural Service, shall be available for official reception
18 and representation expenses, not otherwise provided for,
19 as determined by the Secretary.

20 EXECUTIVE OPERATIONS

21 CHIEF ECONOMIST

22 For necessary expenses of the Chief Economist, in-
23 cluding economic analysis, risk assessment, cost-benefit
24 analysis, and the functions of the World Agricultural Out-
25 look Board, as authorized by the Agricultural Marketing

1 Act of 1946 (7 U.S.C. 1622g), and including employment
 2 pursuant to the second sentence of section 706(a) of the
 3 Organic Act of 1944 (7 U.S.C. 2225), of which not to
 4 exceed \$5,000 is for employment under 5 U.S.C. 3109,
 5 \$4,844,000.

6 NATIONAL APPEALS DIVISION

7 For necessary expenses of the National Appeals Divi-
 8 sion, including employment pursuant to the second sen-
 9 tence of section 706(a) of the Organic Act of 1944 (7
 10 U.S.C. 2225), of which not to exceed \$25,000 is for em-
 11 ployment under 5 U.S.C. 3109, \$11,718,000.

12 OFFICE OF BUDGET AND PROGRAM ANALYSIS

13 For necessary expenses of the Office of Budget and
 14 Program Analysis, including employment pursuant to the
 15 second sentence of section 706(a) of the Organic Act of
 16 1944 (7 U.S.C. 2225), of which not to exceed \$5,000 is
 17 for employment under 5 U.S.C. 3109, \$5,986,000.

18 OFFICE OF THE CHIEF INFORMATION OFFICER

19 For necessary expenses of the Office of the Chief In-
 20 formation Officer, including employment pursuant to the
 21 second sentence of section 706(a) of the Organic Act of
 22 1944 (7 U.S.C. 2225), of which not to exceed \$10,000
 23 is for employment under 5 U.S.C. 3109, \$4,773,000.

24 OFFICE OF THE CHIEF FINANCIAL OFFICER

25 For necessary expenses of the Office of the Chief Fi-
 26 nancial Officer, including employment pursuant to the sec-

1 ond sentence of section 706(a) of the Organic Act of 1944
2 (7 U.S.C. 2225), of which not to exceed \$10,000 is for
3 employment under 5 U.S.C. 3109, \$4,283,000: *Provided*,
4 That the Chief Financial Officer shall actively market
5 cross-servicing activities of the National Finance Center.

6 OFFICE OF THE ASSISTANT SECRETARY FOR
7 ADMINISTRATION

8 For necessary salaries and expenses of the Office of
9 the Assistant Secretary for Administration to carry out
10 the programs funded in this Act, \$613,000.

11 AGRICULTURE BUILDINGS AND FACILITIES AND RENTAL
12 PAYMENTS

13 (INCLUDING TRANSFERS OF FUNDS)

14 For payment of space rental and related costs pursu-
15 ant to Public Law 92–313, including authorities pursuant
16 to the 1984 delegation of authority from the Adminis-
17 trator of General Services to the Department of Agri-
18 culture under 40 U.S.C. 486, for programs and activities
19 of the Department which are included in this Act, and for
20 the operation, maintenance, and repair of Agriculture
21 buildings, \$123,385,000: *Provided*, That in the event an
22 agency within the Department should require modification
23 of space needs, the Secretary of Agriculture may transfer
24 a share of that agency’s appropriation made available by
25 this Act to this appropriation, or may transfer a share

1 of this appropriation to that agency's appropriation, but
2 such transfers shall not exceed 5 percent of the funds
3 made available for space rental and related costs to or
4 from this account. In addition, for construction, repair,
5 improvement, extension, alteration, and purchase of fixed
6 equipment or facilities as necessary to carry out the pro-
7 grams of the Department, where not otherwise provided,
8 \$15,000,000, to remain available until expended; and in
9 addition, for necessary relocation expenses of the Depart-
10 ment's agencies, \$2,700,000, to remain available until ex-
11 pended; making a total appropriation of \$141,085,000.

12 HAZARDOUS WASTE MANAGEMENT

13 (INCLUDING TRANSFERS OF FUNDS)

14 For necessary expenses of the Department of Agri-
15 culture, to comply with the requirement of section 107(g)
16 of the Comprehensive Environmental Response, Com-
17 pensation, and Liability Act, as amended, 42 U.S.C.
18 9607(g), and section 6001 of the Resource Conservation
19 and Recovery Act, as amended, 42 U.S.C. 6961,
20 \$20,000,000, to remain available until expended: *Pro-*
21 *vided*, That appropriations and funds available herein to
22 the Department for Hazardous Waste Management may
23 be transferred to any agency of the Department for its
24 use in meeting all requirements pursuant to the above
25 Acts on Federal and non-Federal lands.

1 DEPARTMENTAL ADMINISTRATION

2 (INCLUDING TRANSFERS OF FUNDS)

3 For Departmental Administration, \$25,731,000, to
4 provide for necessary expenses for management support
5 services to offices of the Department and for general ad-
6 ministration and disaster management of the Department,
7 repairs and alterations, and other miscellaneous supplies
8 and expenses not otherwise provided for and necessary for
9 the practical and efficient work of the Department, includ-
10 ing employment pursuant to the second sentence of section
11 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of
12 which not to exceed \$10,000 is for employment under 5
13 U.S.C. 3109: *Provided*, That this appropriation shall be
14 reimbursed from applicable appropriations in this Act for
15 travel expenses incident to the holding of hearings as re-
16 quired by 5 U.S.C. 551–558.

17 OFFICE OF THE ASSISTANT SECRETARY FOR

18 CONGRESSIONAL RELATIONS

19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary salaries and expenses of the Office of
21 the Assistant Secretary for Congressional Relations to
22 carry out the programs funded in this Act, including pro-
23 grams involving intergovernmental affairs and liaison
24 within the executive branch, \$3,668,000: *Provided*, That
25 no other funds appropriated to the Department in this Act

1 shall be available to the Department for support of activi-
2 ties of congressional relations: *Provided further*, That not
3 less than \$2,241,000 shall be transferred to agencies fund-
4 ed in this Act to maintain personnel at the agency level.

5 OFFICE OF COMMUNICATIONS

6 For necessary expenses to carry on services relating
7 to the coordination of programs involving public affairs,
8 for the dissemination of agricultural information, and the
9 coordination of information, work, and programs author-
10 ized by Congress in the Department, \$8,138,000, includ-
11 ing employment pursuant to the second sentence of section
12 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), of
13 which not to exceed \$10,000 shall be available for employ-
14 ment under 5 U.S.C. 3109, and not to exceed \$2,000,000
15 may be used for farmers' bulletins.

16 OFFICE OF THE INSPECTOR GENERAL

17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses of the Office of the Inspector
19 General, including employment pursuant to the second
20 sentence of section 706(a) of the Organic Act of 1944 (7
21 U.S.C. 2225), and the Inspector General Act of 1978, as
22 amended, \$63,128,000, including such sums as may be
23 necessary for contracting and other arrangements with
24 public agencies and private persons pursuant to section
25 6(a)(9) of the Inspector General Act of 1978, as amended,

1 including a sum not to exceed \$50,000 for employment
2 under 5 U.S.C. 3109; and including a sum not to exceed
3 \$95,000 for certain confidential operational expenses in-
4 cluding the payment of informants, to be expended under
5 the direction of the Inspector General pursuant to Public
6 Law 95-452 and section 1337 of Public Law 97-98: *Pro-*
7 *vided*, That funds transferred to the Office of the Inspec-
8 tor General through forfeiture proceedings or from the De-
9 partment of Justice Assets Forfeiture Fund or the De-
10 partment of the Treasury Forfeiture Fund, as a partici-
11 pating agency, as an equitable share from the forfeiture
12 of property in investigations in which the Office of the In-
13 spector General participates, or through the granting of
14 a Petition for Remission or Mitigation, shall be deposited
15 to the credit of this account for law enforcement activities
16 authorized under the Inspector General Act of 1978, as
17 amended, to remain available until expended.

18 OFFICE OF THE GENERAL COUNSEL

19 For necessary expenses of the Office of the General
20 Counsel, \$27,949,000.

21 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,

22 EDUCATION AND ECONOMICS

23 For necessary salaries and expenses of the Office of
24 the Under Secretary for Research, Education and Eco-
25 nomics to administer the laws enacted by the Congress

1 for the Economic Research Service, the National Agricul-
 2 tural Statistics Service, the Agricultural Research Service,
 3 and the Cooperative State Research, Education, and Ex-
 4 tension Service, \$540,000.

5 ECONOMIC RESEARCH SERVICE

6 For necessary expenses of the Economic Research
 7 Service in conducting economic research and analysis, as
 8 authorized by the Agricultural Marketing Act of 1946 (7
 9 U.S.C. 1621–1627) and other laws, \$71,604,000: *Pro-*
 10 *vided*, That this appropriation shall be available for em-
 11 ployment pursuant to the second sentence of section
 12 706(a) of the Organic Act of 1944 (7 U.S.C. 2225).

13 NATIONAL AGRICULTURAL STATISTICS SERVICE

14 For necessary expenses of the National Agricultural
 15 Statistics Service in conducting statistical reporting and
 16 service work, including crop and livestock estimates, sta-
 17 tistical coordination and improvements, marketing sur-
 18 veys, and the Census of Agriculture notwithstanding 13
 19 U.S.C. 142(a) and (b), as authorized by the Agricultural
 20 Marketing Act of 1946 (7 U.S.C. 1621–1627) and other
 21 laws, \$118,361,000, of which up to \$36,140,000 shall be
 22 available until expended for the Census of Agriculture:
 23 *Provided*, That this appropriation shall be available for
 24 employment pursuant to the second sentence of section
 25 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and

1 not to exceed \$40,000 shall be available for employment
2 under 5 U.S.C. 3109.

3 AGRICULTURAL RESEARCH SERVICE

4 For necessary expenses to enable the Agricultural Re-
5 search Service to perform agricultural research and dem-
6 onstration relating to production, utilization, marketing,
7 and distribution (not otherwise provided for); home eco-
8 nomics or nutrition and consumer use including the acqui-
9 sition, preservation, and dissemination of agricultural in-
10 formation; and for acquisition of lands by donation, ex-
11 change, or purchase at a nominal cost not to exceed \$100,
12 \$725,059,000: *Provided*, That appropriations hereunder
13 shall be available for temporary employment pursuant to
14 the second sentence of section 706(a) of the Organic Act
15 of 1944 (7 U.S.C. 2225), and not to exceed \$115,000 shall
16 be available for employment under 5 U.S.C. 3109: *Pro-*
17 *vided further*, That appropriations hereunder shall be
18 available for the operation and maintenance of aircraft
19 and the purchase of not to exceed one for replacement
20 only: *Provided further*, That appropriations hereunder
21 shall be available pursuant to 7 U.S.C. 2250 for the con-
22 struction, alteration, and repair of buildings and improve-
23 ments, but unless otherwise provided the cost of construct-
24 ing any one building shall not exceed \$250,000, except for
25 headhouses or greenhouses which shall each be limited to

1 \$1,000,000, and except for ten buildings to be constructed
2 or improved at a cost not to exceed \$500,000 each, and
3 the cost of altering any one building during the fiscal year
4 shall not exceed 10 percent of the current replacement
5 value of the building or \$250,000, whichever is greater:
6 *Provided further*, That the limitations on alterations con-
7 tained in this Act shall not apply to modernization or re-
8 placement of existing facilities at Beltsville, Maryland:
9 *Provided further*, That the foregoing limitations shall not
10 apply to replacement of buildings needed to carry out the
11 Act of April 24, 1948 (21 U.S.C. 113a): *Provided further*,
12 That funds may be received from any State, other political
13 subdivision, organization, or individual for the purpose of
14 establishing or operating any research facility or research
15 project of the Agricultural Research Service, as authorized
16 by law: *Provided further*, That the item under the heading
17 “AGRICULTURAL RESEARCH SERVICE” in title I of the
18 Agriculture, Rural Development, Food and Drug Adminis-
19 tration, and Related Agencies Appropriations Act, 1996
20 (Public Law 104–37; 109 Stat. 304), is amended by strik-
21 ing the penultimate proviso, relating to conveyance of the
22 Pecan Genetics and Improvement Research Laboratory.
23 None of the funds in the foregoing paragraph shall
24 be available to carry out research related to the produc-

1 tion, processing or marketing of tobacco or tobacco prod-
 2 ucts.

3 BUILDINGS AND FACILITIES

4 For acquisition of land, construction, repair, improve-
 5 ment, extension, alteration, and purchase of fixed equip-
 6 ment or facilities as necessary to carry out the agricultural
 7 research programs of the Department of Agriculture,
 8 where not otherwise provided, \$59,000,000, to remain
 9 available until expended (7 U.S.C. 2209b): *Provided*, That
 10 funds may be received from any State, other political sub-
 11 division, organization, or individual for the purpose of es-
 12 tablishing any research facility of the Agricultural Re-
 13 search Service, as authorized by law.

14 COOPERATIVE STATE RESEARCH, EDUCATION, AND

15 EXTENSION SERVICE

16 RESEARCH AND EDUCATION ACTIVITIES

17 For payments to agricultural experiment stations, for
 18 cooperative forestry and other research, for facilities, and
 19 for other expenses, including \$168,734,000 to carry into
 20 effect the provisions of the Hatch Act (7 U.S.C. 361a–
 21 361i); \$20,497,000 for grants for cooperative forestry re-
 22 search (16 U.S.C. 582a–582a7); \$27,735,000 for pay-
 23 ments to the 1890 land-grant colleges, including Tuskegee
 24 University (7 U.S.C. 3222); \$32,154,000 for special
 25 grants for agricultural research (7 U.S.C. 450i(c));

1 \$17,327,000 for special grants for agricultural research
2 on improved pest control (7 U.S.C. 450i(c));
3 \$106,744,000 for competitive research grants (7 U.S.C.
4 450i(b)); \$4,500,000 for the support of animal health and
5 disease programs (7 U.S.C. 3195); \$650,000 for supple-
6 mental and alternative crops and products (7 U.S.C.
7 3319d); \$500,000 for grants for research pursuant to the
8 Critical Agricultural Materials Act of 1984 (7 U.S.C. 178)
9 and section 1472 of the Food and Agriculture Act of 1977,
10 as amended (7 U.S.C. 3318), to remain available until ex-
11 pended; \$3,000,000 for higher education graduate fellow-
12 ships grants (7 U.S.C. 3152(b)(6)), to remain available
13 until expended (7 U.S.C. 2209b); \$4,350,000 for higher
14 education challenge grants (7 U.S.C. 3152(b)(1));
15 \$1,000,000 for a higher education minority scholars pro-
16 gram (7 U.S.C. 3152(b)(5)), to remain available until ex-
17 pended (7 U.S.C. 2209b); \$2,500,000 for an education
18 grants program for Hispanic-serving Institutions (7
19 U.S.C. 3241); \$4,000,000 for aquaculture grants (7
20 U.S.C. 3322); \$8,000,000 for sustainable agriculture re-
21 search and education (7 U.S.C. 5811); \$9,200,000 for a
22 program of capacity building grants (7 U.S.C. 3152(b)(4))
23 to colleges eligible to receive funds under the Act of Au-
24 gust 30, 1890 (7 U.S.C. 321–326 and 328), including
25 Tuskegee University, to remain available until expended

1 (7 U.S.C. 2209b); \$1,450,000 for payments to the 1994
2 Institutions pursuant to section 534(a)(1) of Public Law
3 103–382; and \$8,882,000 for necessary expenses of Re-
4 search and Education Activities, of which not to exceed
5 \$100,000 shall be for employment under 5 U.S.C. 3109;
6 in all, \$421,223,000.

7 None of the funds in the foregoing paragraph shall
8 be available to carry out research related to the produc-
9 tion, processing or marketing of tobacco or tobacco prod-
10 ucts.

11 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

12 For establishment of a Native American institutions
13 endowment fund, as authorized by Public Law 103–382
14 (7 U.S.C. 301 note), \$4,600,000.

15 EXTENSION ACTIVITIES

16 Payments to States, the District of Columbia, Puerto
17 Rico, Guam, the Virgin Islands, Micronesia, Northern
18 Marianas, and American Samoa: For payments for coop-
19 erative extension work under the Smith-Lever Act, as
20 amended, to be distributed under sections 3(b) and 3(c)
21 of said Act, and under section 208(c) of Public Law 93–
22 471, for retirement and employees’ compensation costs for
23 extension agents and for costs of penalty mail for coopera-
24 tive extension agents and State extension directors,
25 \$268,493,000; payments for extension work at the 1994

1 Institutions under the Smith-Lever Act (7 U.S.C.
2 343(b)(3)), \$2,000,000; payments for the nutrition and
3 family education program for low-income areas under sec-
4 tion 3(d) of the Act, \$58,695,000; payments for the pest
5 management program under section 3(d) of the Act,
6 \$10,783,000; payments for the farm safety program under
7 section 3(d) of the Act, \$2,855,000; payments for the pes-
8 ticide impact assessment program under section 3(d) of
9 the Act, \$3,214,000; payments to upgrade 1890 land-
10 grant college research, extension, and teaching facilities
11 as authorized by section 1447 of Public Law 95–113, as
12 amended (7 U.S.C. 3222b), \$7,549,000, to remain avail-
13 able until expended; payments for the rural development
14 centers under section 3(d) of the Act, \$908,000; payments
15 for a groundwater quality program under section 3(d) of
16 the Act, \$9,061,000; payments for youth-at-risk programs
17 under section 3(d) of the Act, \$9,554,000; payments for
18 a food safety program under section 3(d) of the Act,
19 \$2,365,000; payments for carrying out the provisions of
20 the Renewable Resources Extension Act of 1978,
21 \$3,192,000; payments for Indian reservation agents under
22 section 3(d) of the Act, \$1,672,000; payments for sustain-
23 able agriculture programs under section 3(d) of the Act,
24 \$3,309,000; payments for cooperative extension work by
25 the colleges receiving the benefits of the second Morrill

1 Act (7 U.S.C. 321–326 and 328) and Tuskegee Univer-
 2 sity, \$25,090,000; and for Federal administration and co-
 3 ordination including administration of the Smith-Lever
 4 Act, as amended, and the Act of September 29, 1977 (7
 5 U.S.C. 341–349), as amended, and section 1361(c) of the
 6 Act of October 3, 1980 (7 U.S.C. 301 note), and to coordi-
 7 nate and provide program leadership for the extension
 8 work of the Department and the several States and insular
 9 possessions, \$6,370,000; in all, \$415,110,000: *Provided*,
 10 That funds hereby appropriated pursuant to section 3(c)
 11 of the Act of June 26, 1953, and section 506 of the Act
 12 of June 23, 1972, as amended, shall not be paid to any
 13 State, the District of Columbia, Puerto Rico, Guam, or
 14 the Virgin Islands, Micronesia, Northern Marianas, and
 15 American Samoa prior to availability of an equal sum from
 16 non-Federal sources for expenditure during the current
 17 fiscal year.

18 OFFICE OF THE ASSISTANT SECRETARY FOR

19 MARKETING AND REGULATORY PROGRAMS

20 For necessary salaries and expenses of the Office of
 21 the Assistant Secretary for Marketing and Regulatory
 22 Programs to administer programs under the laws enacted
 23 by the Congress for the Animal and Plant Health Inspec-
 24 tion Service, the Agricultural Marketing Service, and the

1 Grain Inspection, Packers and Stockyards Administration,
2 \$618,000.

3 ANIMAL AND PLANT HEALTH INSPECTION SERVICE

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFERS OF FUNDS)

6 For expenses, not otherwise provided for, including
7 those pursuant to the Act of February 28, 1947, as
8 amended (21 U.S.C. 114b–114e), necessary to prevent,
9 control, and eradicate pests and plant and animal dis-
10 eases; to carry out inspection, quarantine, and regulatory
11 activities; to discharge the authorities of the Secretary of
12 Agriculture under the Act of March 2, 1931 (46 Stat.
13 1468; 7 U.S.C. 426–426b); and to protect the environ-
14 ment, as authorized by law, \$424,244,000, of which
15 \$4,443,000 shall be available for the control of outbreaks
16 of insects, plant diseases, animal diseases and for control
17 of pest animals and birds to the extent necessary to meet
18 emergency conditions: *Provided*, That no funds shall be
19 used to formulate or administer a brucellosis eradication
20 program for the current fiscal year that does not require
21 minimum matching by the States of at least 40 percent:
22 *Provided further*, That this appropriation shall be available
23 for field employment pursuant to the second sentence of
24 section 706(a) of the Organic Act of 1944 (7 U.S.C.
25 2225), and not to exceed \$40,000 shall be available for

1 employment under 5 U.S.C. 3109: *Provided further*, That
2 this appropriation shall be available for the operation and
3 maintenance of aircraft and the purchase of not to exceed
4 four, of which two shall be for replacement only: *Provided*
5 *further*, That, in addition, in emergencies which threaten
6 any segment of the agricultural production industry of this
7 country, the Secretary may transfer from other appropria-
8 tions or funds available to the agencies or corporations
9 of the Department such sums as he may deem necessary,
10 to be available only in such emergencies for the arrest and
11 eradication of contagious or infectious disease or pests of
12 animals, poultry, or plants, and for expenses in accordance
13 with the Act of February 28, 1947, as amended, and sec-
14 tion 102 of the Act of September 21, 1944, as amended,
15 and any unexpended balances of funds transferred for
16 such emergency purposes in the next preceding fiscal year
17 shall be merged with such transferred amounts: *Provided*
18 *further*, That appropriations hereunder shall be available
19 pursuant to law (7 U.S.C. 2250) for the repair and alter-
20 ation of leased buildings and improvements, but unless
21 otherwise provided the cost of altering any one building
22 during the fiscal year shall not exceed 10 percent of the
23 current replacement value of the building.

24 In fiscal year 1998 the agency is authorized to collect
25 fees to cover the total costs of providing technical assist-

1 ance, goods, or services requested by States, other political
 2 subdivisions, domestic and international organizations,
 3 foreign governments, or individuals, provided that such
 4 fees are structured such that any entity's liability for such
 5 fees is reasonably based on the technical assistance, goods,
 6 or services provided to the entity by the agency, and such
 7 fees shall be credited to this account, to remain available
 8 until expended, without further appropriation, for provid-
 9 ing such assistance, goods, or services.

10 Of the total amount available under this heading in
 11 fiscal year 1998, \$88,000,000 shall be derived from user
 12 fees deposited in the Agricultural Quarantine Inspection
 13 User Fee Account.

14 BUILDINGS AND FACILITIES

15 For plans, construction, repair, preventive mainte-
 16 nance, environmental support, improvement, extension, al-
 17 teration, and purchase of fixed equipment or facilities, as
 18 authorized by 7 U.S.C. 2250, and acquisition of land as
 19 authorized by 7 U.S.C. 428a, \$3,200,000, to remain avail-
 20 able until expended.

21 AGRICULTURAL MARKETING SERVICE

22 MARKETING SERVICES

23 For necessary expenses to carry on services related
 24 to consumer protection, agricultural marketing and dis-
 25 tribution, transportation, and regulatory programs, as au-

1 thorized by law, and for administration and coordination
2 of payments to States; including field employment pursu-
3 ant to section 706(a) of the Organic Act of 1944 (7 U.S.C.
4 2225), and not to exceed \$90,000 for employment under
5 5 U.S.C. 3109, \$45,592,000, including funds for the
6 wholesale market development program for the design and
7 development of wholesale and farmer market facilities for
8 the major metropolitan areas of the country: *Provided*,
9 That this appropriation shall be available pursuant to law
10 (7 U.S.C. 2250) for the alteration and repair of buildings
11 and improvements, but the cost of altering any one build-
12 ing during the fiscal year shall not exceed 10 percent of
13 the current replacement value of the building.

14 Fees may be collected for the cost of standardization
15 activities, as established by regulation pursuant to law (31
16 U.S.C. 9701).

17 LIMITATION ON ADMINISTRATIVE EXPENSES

18 Not to exceed \$59,521,000 (from fees collected) shall
19 be obligated during the current fiscal year for administra-
20 tive expenses: *Provided*, That if crop size is understated
21 and/or other uncontrollable events occur, the agency may
22 exceed this limitation by up to 10 percent with notification
23 to the Appropriations Committees.

1 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND
2 SUPPLY (SECTION 32)
3 (INCLUDING TRANSFERS OF FUNDS)

4 Funds available under section 32 of the Act of Au-
5 gust 24, 1935 (7 U.S.C. 612c) shall be used only for com-
6 modity program expenses as authorized therein, and other
7 related operating expenses, except for: (1) transfers to the
8 Department of Commerce as authorized by the Fish and
9 Wildlife Act of August 8, 1956; (2) transfers otherwise
10 provided in this Act; and (3) not more than \$10,690,000
11 for formulation and administration of marketing agree-
12 ments and orders pursuant to the Agricultural Marketing
13 Agreement Act of 1937, as amended, and the Agricultural
14 Act of 1961.

15 PAYMENTS TO STATES AND POSSESSIONS

16 For payments to departments of agriculture, bureaus
17 and departments of markets, and similar agencies for
18 marketing activities under section 204(b) of the Agricul-
19 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
20 \$1,200,000.

21 GRAIN INSPECTION, PACKERS AND STOCKYARDS

22 ADMINISTRATION

23 SALARIES AND EXPENSES

24 For necessary expenses to carry out the provisions
25 of the United States Grain Standards Act, as amended,

1 for the administration of the Packers and Stockyards Act,
2 for certifying procedures used to protect purchasers of
3 farm products, and the standardization activities related
4 to grain under the Agricultural Marketing Act of 1946,
5 as amended, including field employment pursuant to sec-
6 tion 706(a) of the Organic Act of 1944 (7 U.S.C. 2225),
7 and not to exceed \$25,000 for employment under 5 U.S.C.
8 3109, \$23,928,000: *Provided*, That this appropriation
9 shall be available pursuant to law (7 U.S.C. 2250) for the
10 alteration and repair of buildings and improvements, but
11 the cost of altering any one building during the fiscal year
12 shall not exceed 10 percent of the current replacement
13 value of the building.

14 INSPECTION AND WEIGHING SERVICES

15 LIMITATION ON INSPECTION AND WEIGHING SERVICE

16 EXPENSES

17 Not to exceed \$43,092,000 (from fees collected) shall
18 be obligated during the current fiscal year for inspection
19 and weighing services: *Provided*, That if grain export ac-
20 tivities require additional supervision and oversight, or
21 other uncontrollable factors occur, this limitation may be
22 exceeded by up to 10 percent with notification to the Ap-
23 propriations Committees.

1 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

2 For necessary salaries and expenses of the Office of
3 the Under Secretary for Food Safety to administer the
4 laws enacted by the Congress for the Food Safety and In-
5 spection Service, \$446,000.

6 FOOD SAFETY AND INSPECTION SERVICE

7 For necessary expenses to carry on services author-
8 ized by the Federal Meat Inspection Act, as amended, the
9 Poultry Products Inspection Act, as amended, and the
10 Egg Products Inspection Act, as amended, \$589,263,000,
11 of which \$5,000,000 shall be available for obligation only
12 after a final rule to implement the provisions of subsection
13 (e) of section 5 of the Egg Products Inspection Act (21
14 U.S.C. 1034(e)), as amended, is implemented, and in ad-
15 dition, \$1,000,000 may be credited to this account from
16 fees collected for the cost of laboratory accreditation as
17 authorized by section 1017 of Public Law 102–237: *Pro-*
18 *vided*, That this appropriation shall not be available for
19 shell egg surveillance under section 5(d) of the Egg Prod-
20 ucts Inspection Act (21 U.S.C. 1034(d)): *Provided further*,
21 That this appropriation shall be available for field employ-
22 ment pursuant to the second sentence of section 706(a)
23 of the Organic Act of 1944 (7 U.S.C. 2225), and not to
24 exceed \$75,000 shall be available for employment under
25 5 U.S.C. 3109: *Provided further*, That this appropriation

1 shall be available pursuant to law (7 U.S.C. 2250) for the
2 alteration and repair of buildings and improvements, but
3 the cost of altering any one building during the fiscal year
4 shall not exceed 10 percent of the current replacement
5 value of the building.

6 OFFICE OF THE UNDER SECRETARY FOR FARM AND
7 FOREIGN AGRICULTURAL SERVICES

8 For necessary salaries and expenses of the Office of
9 the Under Secretary for Farm and Foreign Agricultural
10 Services to administer the laws enacted by Congress for
11 the Farm Service Agency, the Foreign Agricultural Serv-
12 ice, the Risk Management Agency, and the Commodity
13 Credit Corporation, \$572,000.

14 FARM SERVICE AGENCY

15 SALARIES AND EXPENSES

16 (INCLUDING TRANSFERS OF FUNDS)

17 For necessary expenses for carrying out the adminis-
18 tration and implementation of programs administered by
19 the Farm Service Agency, \$702,203,000: *Provided*, That
20 the Secretary is authorized to use the services, facilities,
21 and authorities (but not the funds) of the Commodity
22 Credit Corporation to make program payments for all pro-
23 grams administered by the Agency: *Provided further*, That
24 other funds made available to the Agency for authorized
25 activities may be advanced to and merged with this ac-

1 count: *Provided further*, That these funds shall be avail-
2 able for employment pursuant to the second sentence of
3 section 706(a) of the Organic Act of 1944 (7 U.S.C.
4 2225), and not to exceed \$1,000,000 shall be available for
5 employment under 5 U.S.C. 3109.

6 STATE MEDIATION GRANTS

7 For grants pursuant to section 502(b) of the Agricul-
8 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
9 5106), \$2,000,000.

10 DAIRY INDEMNITY PROGRAM

11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses involved in making indemnity
13 payments to dairy farmers for milk or cows producing
14 such milk and manufacturers of dairy products who have
15 been directed to remove their milk or dairy products from
16 commercial markets because it contained residues of
17 chemicals registered and approved for use by the Federal
18 Government, and in making indemnity payments for milk,
19 or cows producing such milk, at a fair market value to
20 any dairy farmer who is directed to remove his milk from
21 commercial markets because of (1) the presence of prod-
22 ucts of nuclear radiation or fallout if such contamination
23 is not due to the fault of the farmer, or (2) residues of
24 chemicals or toxic substances not included under the first
25 sentence of the Act of August 13, 1968, as amended (7
26 U.S.C. 450j), if such chemicals or toxic substances were

1 not used in a manner contrary to applicable regulations
 2 or labeling instructions provided at the time of use and
 3 the contamination is not due to the fault of the farmer,
 4 \$350,000, to remain available until expended (7 U.S.C.
 5 2209b): *Provided*, That none of the funds contained in this
 6 Act shall be used to make indemnity payments to any
 7 farmer whose milk was removed from commercial markets
 8 as a result of his willful failure to follow procedures pre-
 9 scribed by the Federal Government: *Provided further*,
 10 That this amount shall be transferred to the Commodity
 11 Credit Corporation: *Provided further*, That the Secretary
 12 is authorized to utilize the services, facilities, and authori-
 13 ties of the Commodity Credit Corporation for the purpose
 14 of making dairy indemnity disbursements.

15 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

16 ACCOUNT

17 (INCLUDING TRANSFERS OF FUNDS)

18 For gross obligations for the principal amount of di-
 19 rect and guaranteed loans as authorized by 7 U.S.C.
 20 1928–1929, to be available from funds in the Agricultural
 21 Credit Insurance Fund, as follows: farm ownership loans,
 22 \$430,828,000 of which \$400,000,000 shall be for guaran-
 23 teed loans; operating loans, \$2,341,701,000 of which
 24 \$1,700,000,000 shall be for unsubsidized guaranteed
 25 loans and \$191,701,000 shall be for subsidized guaranteed
 26 loans; Indian tribe land acquisition loans as authorized by

1 25 U.S.C. 488, \$500,000; for emergency insured loans,
2 \$25,000,000 to meet the needs resulting from natural dis-
3 asters; for boll weevil eradication program loans as author-
4 ized by 7 U.S.C. 1989, \$34,653,000; and for credit sales
5 of acquired property, \$19,432,000.

6 For the cost of direct and guaranteed loans, including
7 the cost of modifying loans as defined in section 502 of
8 the Congressional Budget Act of 1974, as follows: farm
9 ownership loans, \$19,460,000 of which \$15,440,000 shall
10 be for guaranteed loans; operating loans, \$67,255,000 of
11 which \$19,210,000 shall be for unsubsidized guaranteed
12 loans and \$18,480,000 shall be for subsidized guaranteed
13 loans; Indian tribe land acquisition loans as authorized by
14 25 U.S.C. 488, \$66,000; for emergency insured loans,
15 \$6,008,000 to meet the needs resulting from natural dis-
16 asters; for boll weevil eradication program loans as author-
17 ized by 7 U.S.C. 1989, \$500,000; and for credit sales of
18 acquired property, \$2,530,000.

19 In addition, for administrative expenses necessary to
20 carry out the direct and guaranteed loan programs,
21 \$218,446,000 of which \$208,446,000 shall be transferred
22 to and merged with the “Farm Service Agency, Salaries
23 and Expenses” account.

RISK MANAGEMENT AGENCY

For administrative and operating expenses, as authorized by the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 6933), \$65,000,000: *Provided*, That not to exceed \$700 shall be available for official reception and representation expenses, as authorized by 7 U.S.C. 1506(i). In addition, for sales commissions of agents, as authorized by section 516 (7 U.S.C. 1516) \$188,571,000.

CORPORATIONS

The following corporations and agencies are hereby authorized to make expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the current fiscal year for such corporation or agency, except as hereinafter provided.

FEDERAL CROP INSURANCE CORPORATION FUND

For payments as authorized by section 516 of the Federal Crop Insurance Act, as amended, such sums as may be necessary, to remain available until expended (7 U.S.C. 2209b).

1 COMMODITY CREDIT CORPORATION FUND

2 REIMBURSEMENT FOR NET REALIZED LOSSES

3 For fiscal year 1998, such sums as may be necessary
4 to reimburse the Commodity Credit Corporation for net
5 realized losses sustained, but not previously reimbursed
6 (estimated to be \$783,507,000 in the President's fiscal
7 year 1998 Budget Request (H. Doc. 105-3)), but not to
8 exceed \$783,507,000, pursuant to section 2 of the Act of
9 August 17, 1961, as amended (15 U.S.C. 713a-11).

10 OPERATIONS AND MAINTENANCE FOR HAZARDOUS WASTE

11 MANAGEMENT

12 For fiscal year 1998, the Commodity Credit Corpora-
13 tion shall not expend more than \$5,000,000 for expenses
14 to comply with the requirement of section 107(g) of the
15 Comprehensive Environmental Response, Compensation,
16 and Liability Act, as amended, 42 U.S.C. 9607(g), and
17 section 6001 of the Resource Conservation and Recovery
18 Act, as amended, 42 U.S.C. 6961: *Provided*, That ex-
19 penses shall be for operations and maintenance costs only
20 and that other hazardous waste management costs shall
21 be paid for by the USDA Hazardous Waste Management
22 appropriation in this Act.

1 TITLE II
2 CONSERVATION PROGRAMS
3 OFFICE OF THE UNDER SECRETARY FOR NATURAL
4 RESOURCES AND ENVIRONMENT

5 For necessary salaries and expenses of the Office of
6 the Under Secretary for Natural Resources and Environ-
7 ment to administer the laws enacted by the Congress for
8 the Forest Service and the Natural Resources Conserva-
9 tion Service, \$693,000.

10 NATURAL RESOURCES CONSERVATION SERVICE
11 CONSERVATION OPERATIONS

12 For necessary expenses for carrying out the provi-
13 sions of the Act of April 27, 1935 (16 U.S.C. 590a–590f)
14 including preparation of conservation plans and establish-
15 ment of measures to conserve soil and water (including
16 farm irrigation and land drainage and such special meas-
17 ures for soil and water management as may be necessary
18 to prevent floods and the siltation of reservoirs and to con-
19 trol agricultural related pollutants); operation of conserva-
20 tion plant materials centers; classification and mapping of
21 soil; dissemination of information; acquisition of lands,
22 water, and interests therein for use in the plant materials
23 program by donation, exchange, or purchase at a nominal
24 cost not to exceed \$100 pursuant to the Act of August
25 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-

1 ation or improvement of permanent and temporary build-
2 ings; and operation and maintenance of aircraft,
3 \$610,000,000, to remain available until expended (7
4 U.S.C. 2209b), of which not less than \$5,835,000 is for
5 snow survey and water forecasting and not less than
6 \$8,825,000 is for operation and establishment of the plant
7 materials centers: *Provided*, That appropriations here-
8 under shall be available pursuant to 7 U.S.C. 2250 for
9 construction and improvement of buildings and public im-
10 provements at plant materials centers, except that the cost
11 of alterations and improvements to other buildings and
12 other public improvements shall not exceed \$250,000: *Pro-*
13 *vided further*, That when buildings or other structures are
14 erected on non-Federal land, that the right to use such
15 land is obtained as provided in 7 U.S.C. 2250a: *Provided*
16 *further*, That this appropriation shall be available for tech-
17 nical assistance and related expenses to carry out pro-
18 grams authorized by section 202(c) of title II of the Colo-
19 rado River Basin Salinity Control Act of 1974, as amend-
20 ed (43 U.S.C. 1592(c)): *Provided further*, That no part
21 of this appropriation may be expended for soil and water
22 conservation operations under the Act of April 27, 1935
23 (16 U.S.C. 590a–590f) in demonstration projects: *Pro-*
24 *vided further*, That this appropriation shall be available
25 for employment pursuant to the second sentence of section

1 706(a) of the Organic Act of 1944 (7 U.S.C. 2225) and
 2 not to exceed \$25,000 shall be available for employment
 3 under 5 U.S.C. 3109: *Provided further*, That qualified
 4 local engineers may be temporarily employed at per diem
 5 rates to perform the technical planning work of the Service
 6 (16 U.S.C. 590e-2): *Provided further*, That the Secretary
 7 is authorized to transfer ownership of land, buildings and
 8 related improvements of the plant materials facilities lo-
 9 cated at Bow, Washington to the Skagit Conservation Dis-
 10 trict.

11 WATERSHED SURVEYS AND PLANNING

12 For necessary expenses to conduct research, inves-
 13 tigation, and surveys of watersheds of rivers and other wa-
 14 terways, and for small watershed investigations and plan-
 15 ning, in accordance with the Watershed Protection and
 16 Flood Prevention Act approved August 4, 1954, as
 17 amended (16 U.S.C. 1001-1009), \$10,000,000: *Provided*,
 18 That this appropriation shall be available for employment
 19 pursuant to the second sentence of section 706(a) of the
 20 Organic Act of 1944 (7 U.S.C. 2225), and not to exceed
 21 \$110,000 shall be available for employment under 5
 22 U.S.C. 3109.

23 WATERSHED AND FLOOD PREVENTION OPERATIONS

24 For necessary expenses to carry out preventive meas-
 25 ures, including but not limited to research, engineering op-

1 erations, methods of cultivation, the growing of vegetation,
2 rehabilitation of existing works and changes in use of land,
3 in accordance with the Watershed Protection and Flood
4 Prevention Act approved August 4, 1954, as amended (16
5 U.S.C. 1001–1005, 1007–1009), the provisions of the Act
6 of April 27, 1935 (16 U.S.C. 590a–590f), and in accord-
7 ance with the provisions of laws relating to the activities
8 of the Department, \$101,036,000, to remain available
9 until expended (7 U.S.C. 2209b) of which not more than
10 \$50,000,000 shall be available for technical assistance:
11 *Provided*, That this appropriation shall be available for
12 employment pursuant to the second sentence of section
13 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and
14 not to exceed \$200,000 shall be available for employment
15 under 5 U.S.C. 3109: *Provided further*, That not to exceed
16 \$1,000,000 of this appropriation is available to carry out
17 the purposes of the Endangered Species Act of 1973 (Pub-
18 lic Law 93–205), as amended, including cooperative ef-
19 forts as contemplated by that Act to relocate endangered
20 or threatened species to other suitable habitats as may be
21 necessary to expedite project construction.

22 RESOURCE CONSERVATION AND DEVELOPMENT

23 For necessary expenses in planning and carrying out
24 projects for resource conservation and development and
25 for sound land use pursuant to the provisions of section

1 32(e) of title III of the Bankhead-Jones Farm Tenant
2 Act, as amended (7 U.S.C. 1010–1011; 76 Stat. 607), the
3 Act of April 27, 1935 (16 U.S.C. 590a–590f), and the
4 Agriculture and Food Act of 1981 (16 U.S.C. 3451–
5 3461), \$29,377,000, to remain available until expended (7
6 U.S.C. 2209b): *Provided*, That this appropriation shall be
7 available for employment pursuant to the second sentence
8 of section 706(a) of the Organic Act of 1944 (7 U.S.C.
9 2225), and not to exceed \$50,000 shall be available for
10 employment under 5 U.S.C. 3109.

11 FORESTRY INCENTIVES PROGRAM

12 For necessary expenses, not otherwise provided for,
13 to carry out the program of forestry incentives, as author-
14 ized in the Cooperative Forestry Assistance Act of 1978
15 (16 U.S.C. 2101), including technical assistance and relat-
16 ed expenses, \$6,325,000, to remain available until ex-
17 pended, as authorized by that Act.

18 OUTREACH FOR SOCIALLY DISADVANTAGED FARMERS

19 For grants and contracts pursuant to section 2501
20 of the Food, Agriculture, Conservation, and Trade Act of
21 1990 (7 U.S.C. 2279), \$2,000,000, to remain available
22 until expended.

1 TITLE III
2 RURAL ECONOMIC AND COMMUNITY
3 DEVELOPMENT PROGRAMS
4 OFFICE OF THE UNDER SECRETARY FOR RURAL
5 DEVELOPMENT

6 For necessary salaries and expenses of the Office of
7 the Under Secretary for Rural Development to administer
8 programs under the laws enacted by the Congress for the
9 Rural Housing Service, the Rural Business-Cooperative
10 Service, and the Rural Utilities Service of the Department
11 of Agriculture, \$588,000.

12 RURAL HOUSING SERVICE
13 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT
14 (INCLUDING TRANSFERS OF FUNDS)

15 For gross obligations for the principal amount of di-
16 rect and guaranteed loans as authorized by title V of the
17 Housing Act of 1949, as amended, to be available from
18 funds in the rural housing insurance fund, as follows:
19 \$3,950,000,000 for loans to section 502 borrowers, as de-
20 termined by the Secretary, of which \$3,000,000,000 shall
21 be for unsubsidized guaranteed loans; \$30,000,000 for
22 section 504 housing repair loans; \$15,000,000 for section
23 514 farm labor housing; \$128,640,000 for section 515
24 rental housing; \$600,000 for section 524 site loans;
25 \$25,000,000 for credit sales of acquired property; and

1 \$587,000 for section 523 self-help housing land develop-
2 ment loans.

3 For the cost of direct and guaranteed loans, including
4 the cost of modifying loans, as defined in section 502 of
5 the Congressional Budget Act of 1974, as follows: section
6 502 loans, \$128,500,000, of which \$6,900,000 shall be for
7 unsubsidized guaranteed loans; section 504 housing repair
8 loans, \$10,300,000; section 514 farm labor housing,
9 \$7,388,000; section 515 rental housing, \$68,745,000;
10 credit sales of acquired property, \$3,492,000; and section
11 523 self-help housing land development loans, \$17,000.

12 In addition, for administrative expenses necessary to
13 carry out the direct and guaranteed loan programs,
14 \$354,785,000, which shall be transferred to and merged
15 with the appropriation for “Rural Housing Service, Sala-
16 ries and Expenses.”.

17 MULTI-FAMILY HOUSING GUARANTEES

18 For gross obligations for the principal amount of
19 guaranteed loans for the multi-family housing guarantee
20 program as authorized by section 538 of the Housing Act
21 of 1949, as amended, \$19,700,000.

22 For the cost of guaranteed loans for the multi-family
23 housing guarantee program as authorized by section 538
24 of the Housing Act of 1949, as amended, including the
25 cost of modifying loans, as defined in section 502 of the
26 Congressional Budget Act of 1974, \$1,200,000.

RENTAL ASSISTANCE PROGRAM

For rental assistance agreements entered into or renewed pursuant to the authority under section 521(a)(2) or agreements entered into in lieu of debt forgiveness or payments for eligible households as authorized by section 502(c)(5)(D) of the Housing Act of 1949, as amended, \$493,870,000; and in addition such sums as may be necessary, as authorized by section 521(c) of the Act, to liquidate debt incurred prior to fiscal year 1992 to carry out the rental assistance program under section 521(a)(2) of the Act: *Provided*, That of this amount not more than \$5,900,000 shall be available for debt forgiveness or payments for eligible households as authorized by section 502(c)(5)(D) of the Act, and not to exceed \$10,000 per project for advances to nonprofit organizations or public agencies to cover direct costs (other than purchase price) incurred in purchasing projects pursuant to section 502(c)(5)(C) of the Act: *Provided further*, That agreements entered into or renewed during fiscal year 1998 shall be funded for a five-year period, although the life of any such agreement may be extended to fully utilize amounts obligated.

MUTUAL AND SELF-HELP HOUSING GRANTS

For grants and contracts pursuant to section 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.

1 1490c), \$26,000,000, to remain available until expended
 2 (7 U.S.C. 2209b).

3 RURAL COMMUNITY FIRE PROTECTION GRANTS

4 For grants pursuant to section 7 of the Cooperative
 5 Forestry Assistance Act of 1978 (Public Law 95–313),
 6 \$2,000,000 to fund up to 50 percent of the cost of orga-
 7 nizing, training, and equipping rural volunteer fire depart-
 8 ments.

9 RURAL HOUSING ASSISTANCE PROGRAM

10 (INCLUDING TRANSFERS OF FUNDS)

11 For the cost of direct loans, loan guarantees, agree-
 12 ments, and grants, as authorized by 7 U.S.C. 1926, 42
 13 U.S.C. 1472, 1474, 1479, 1486, and 1490(a), except for
 14 sections 381E, 381H, and 381N of the Consolidated Farm
 15 and Rural Development Act, \$86,488,000, to remain
 16 available until expended, for direct loans and loan guaran-
 17 tees for community facilities, community facilities grant
 18 program, rural housing for domestic farm labor grants,
 19 very low-income housing repair grants, rural housing pres-
 20 ervation grants, and compensation for construction defects
 21 of the Rural Housing Service: *Provided*, That the cost of
 22 direct loans and loan guarantees shall be as defined in
 23 section 502 of the Congressional Budget Act of 1974, as
 24 amended: *Provided further*, That the amounts appro-
 25 priated shall be transferred to loan program and grant ac-
 26 counts as determined by the Secretary: *Provided further*,

1 That of the total amount appropriated, not to exceed
 2 \$1,200,000 shall be available for the cost of direct loans,
 3 loan guarantees, and grants to be made available for
 4 empowerment zones and enterprise communities as au-
 5 thorized by Public Law 103-66: *Provided further*, That
 6 if such funds are not obligated for empowerment zones
 7 and enterprise communities by June 30, 1998, they re-
 8 main available for other authorized purposes under this
 9 head.

10 SALARIES AND EXPENSES

11 For necessary expenses of the Rural Housing Service,
 12 including administering the programs authorized by the
 13 Consolidated Farm and Rural Development Act, as
 14 amended, title V of the Housing Act of 1949, as amended,
 15 and cooperative agreements, \$58,804,000: *Provided*, That
 16 this appropriation shall be available for employment pur-
 17 suant to the second sentence of section 706(a) of the Or-
 18 ganic Act of 1944, and not to exceed \$520,000 may be
 19 used for employment under 5 U.S.C. 3109.

20 RURAL BUSINESS-COOPERATIVE SERVICE

21 RURAL DEVELOPMENT LOAN FUND PROGRAM ACCOUNT

22 (INCLUDING TRANSFERS OF FUNDS)

23 For the cost of direct loans, \$16,888,000, as author-
 24 ized by the Rural Development Loan Fund (42 U.S.C.
 25 9812(a)): *Provided*, That such costs, including the cost of

1 modifying such loans, shall be as defined in section 502
 2 of the Congressional Budget Act of 1974: *Provided fur-*
 3 *ther*, That these funds are available to subsidize gross obli-
 4 gations for the principal amount of direct loans of
 5 \$35,000,000: *Provided further*, That through June 30,
 6 1998, of the total amount appropriated, \$3,345,000 shall
 7 be available for the cost of direct loans for empowerment
 8 zones and enterprise communities, as authorized by title
 9 XIII of the Omnibus Budget Reconciliation Act of 1993,
 10 to subsidize gross obligations for the principal amount of
 11 direct loans, \$7,246,000.

12 In addition, for administrative expenses to carry out
 13 the direct loan programs, \$3,482,000 shall be transferred
 14 to and merged with the appropriation for “Rural Busi-
 15 ness-Cooperative Service, Salaries and Expenses.”.

16 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

17 ACCOUNT

18 (INCLUDING TRANSFERS OF FUNDS)

19 For the principal amount of direct loans, as author-
 20 ized under section 313 of the Rural Electrification Act,
 21 as amended, for the purpose of promoting rural economic
 22 development and job creation projects, \$25,000,000.

23 For the cost of direct loans, including the cost of
 24 modifying loans as defined in section 502 of the Congres-
 25 sional Budget Act of 1974, up to \$5,978,000, to be de-

1 rived by transfer from interest on the cushion of credit
2 payments, as authorized by section 313 of the Rural Elec-
3 trification Act of 1936, as amended, to remain available
4 until expended.

5 RURAL COOPERATIVE DEVELOPMENT GRANTS

6 For rural cooperative development grants authorized
7 under section 310B(e) of the Consolidated Farm and
8 Rural Development Act, as amended (7 U.S.C. 1932),
9 \$3,000,000, of which up to \$1,300,000 may be available
10 for cooperative agreements for appropriate technology
11 transfer for rural areas program.

12 RURAL BUSINESS-COOPERATIVE ASSISTANCE PROGRAM

13 (INCLUDING TRANSFERS OF FUNDS)

14 For the cost of direct loans, loan guarantees, and
15 grants, as authorized by 7 U.S.C. 1926, 1928, and 1932,
16 except for sections 381E, 381H, and 381N of the Consoli-
17 dated Farm and Rural Development Act, \$51,400,000, to
18 remain available until expended, for direct loans and loan
19 guarantees for business and industry assistance and rural
20 business enterprise grants of the Rural Business-Coopera-
21 tive Service: *Provided*, That the cost of direct loans and
22 loan guarantees shall be as defined in section 502 of the
23 Congressional Budget Act of 1974, as amended: *Provided*
24 *further*, That \$500,000 shall be available for grants to
25 qualified nonprofit organizations as authorized under sec-
26 tion 310B(c)(2) of the Consolidated Farm and Rural De-

1 velopment Act (7 U.S.C. 1932): *Provided further*, That the
2 amounts appropriated shall be transferred to loan pro-
3 gram and grant accounts as determined by the Secretary:
4 *Provided further*, That, of the total amount appropriated,
5 not to exceed \$148,000 shall be available for the cost of
6 direct loans, loan guarantees, and grants to be made avail-
7 able for business and industry loans for empowerment
8 zones and enterprise communities as authorized by Public
9 Law 103-66 and rural development loans for
10 empowerment zones and enterprise communities as au-
11 thorized by title XIII of the Omnibus Budget Reconcili-
12 ation Act of 1993: *Provided further*, That if such funds
13 are not obligated for empowerment zones and enterprise
14 communities by June 30, 1998, they remain available for
15 other authorized purposes under this head.

16 SALARIES AND EXPENSES

17 For necessary expenses of the Rural Business-Coop-
18 erative Service, including administering the programs au-
19 thorized by the Consolidated Farm and Rural Develop-
20 ment Act, as amended; section 1323 of the Food Security
21 Act of 1985; the Cooperative Marketing Act of 1926; for
22 activities relating to the marketing aspects of cooperatives,
23 including economic research findings, as authorized by the
24 Agricultural Marketing Act of 1946; for activities with in-
25 stitutions concerning the development and operation of ag-

1 ricultural cooperatives; and for cooperative agreements;
 2 \$25,680,000: *Provided*, That this appropriation shall be
 3 available for employment pursuant to the second sentence
 4 of section 706(a) of the Organic Act of 1944, and not to
 5 exceed \$260,000 may be used for employment under 5
 6 U.S.C. 3109.

7 RURAL UTILITIES SERVICE

8 RURAL ELECTRIFICATION AND TELECOMMUNICATION

9 LOANS PROGRAM ACCOUNT

10 (INCLUDING TRANSFERS OF FUNDS)

11 Insured loans pursuant to the authority of section
 12 305 of the Rural Electrification Act of 1936, as amended
 13 (7 U.S.C. 935), shall be made as follows: 5 percent rural
 14 electrification loans, \$125,000,000; 5 percent rural tele-
 15 communications loans, \$75,000,000; cost of money rural
 16 telecommunications loans, \$300,000,000; municipal rate
 17 rural electric loans, \$400,000,000; and loans made pursu-
 18 ant to section 306 of that Act, rural electric,
 19 \$300,000,000 and rural telecommunications,
 20 \$120,000,000, to remain available until expended.

21 For the cost, as defined in section 502 of the Con-
 22 gressional Budget Act of 1974, including the cost of modi-
 23 fying loans, of direct and guaranteed loans authorized by
 24 the Rural Electrification Act of 1936, as amended (7
 25 U.S.C. 935 and 936), as follows: cost of direct loans,

1 \$12,461,000; cost of municipal rate loans, \$16,880,000;
 2 cost of money rural telecommunications loans, \$60,000;
 3 cost of loans guaranteed pursuant to section 306,
 4 \$2,760,000: *Provided*, That notwithstanding section
 5 305(d)(2) of the Rural Electrification Act of 1936, bor-
 6 rower interest rates may exceed 7 percent per year.

7 In addition, for administrative expenses necessary to
 8 carry out the direct and guaranteed loan programs,
 9 \$34,398,000, which shall be transferred to and merged
 10 with the appropriation for “Rural Utilities Service, Sala-
 11 ries and Expenses.”.

12 RURAL TELEPHONE BANK PROGRAM ACCOUNT

13 The Rural Telephone Bank is hereby authorized to
 14 make such expenditures, within the limits of funds avail-
 15 able to such corporation in accord with law, and to make
 16 such contracts and commitments without regard to fiscal
 17 year limitations as provided by section 104 of the Govern-
 18 ment Corporation Control Act, as amended, as may be
 19 necessary in carrying out its authorized programs for the
 20 current fiscal year. During fiscal year 1998 and within
 21 the resources and authority available, gross obligations for
 22 the principal amount of direct loans shall be
 23 \$175,000,000.

24 For the cost, as defined in section 502 of the Con-
 25 gressional Budget Act of 1974, including the cost of modi-

1 fying loans, of direct loans authorized by the Rural Elec-
 2 trification Act of 1936, as amended (7 U.S.C. 935),
 3 \$3,710,000.

4 In addition, for administrative expenses necessary to
 5 carry out the loan programs, \$3,000,000, which shall be
 6 transferred to and merged with the appropriation for
 7 “Rural Utilities Service, Salaries and Expenses.”.

8 DISTANCE LEARNING AND MEDICAL LINK PROGRAM

9 For the cost of direct loans and grants, as authorized
 10 by 7 U.S.C. 950aaa et seq., as amended, \$15,030,000, to
 11 remain available until expended, to be available for loans
 12 and grants for telemedicine and distance learning services
 13 in rural areas: *Provided*, That the costs of direct loans
 14 shall be as defined in section 502 of the Congressional
 15 Budget Act of 1974.

16 RURAL UTILITIES ASSISTANCE PROGRAM

17 (INCLUDING TRANSFERS OF FUNDS)

18 For the cost of direct loans, loan guarantees, and
 19 grants, as authorized by 7 U.S.C. 1926, 1928, and 1932,
 20 except for sections 381E, 381H, and 381N of the Consoli-
 21 dated Farm and Rural Development Act, \$577,242,000,
 22 to remain available until expended, for direct loans, loan
 23 guarantees, and grants for rural water and waste disposal,
 24 and solid waste management grants of the Rural Utilities
 25 Service: *Provided*, That the cost of direct loans and loan

1 guarantees shall be as defined in section 502 of the Con-
2 gressional Budget Act of 1974, as amended: *Provided fur-*
3 *ther*, That the amounts appropriated shall be transferred
4 to loan program and grant accounts as determined by the
5 Secretary: *Provided further*, That through June 30, 1998,
6 of the total amount appropriated, \$18,700,000 shall be
7 available for the costs of direct loans, loan guarantees, and
8 grants to be made available for empowerment zones and
9 enterprise communities, as authorized by Public Law 103–
10 66: *Provided further*, That of the total amount appro-
11 priated, not to exceed \$18,700,000 shall be for water and
12 waste disposal systems to benefit the Colonias along the
13 United States/Mexico border, including grants pursuant to
14 section 306C of the Consolidated Farm and Rural Devel-
15 opment Act, as amended: *Provided further*, That of the
16 total amount appropriated, not to exceed \$5,200,000 shall
17 be available for contracting with qualified national organi-
18 zations for a circuit rider program to provide technical as-
19 sistance for rural water systems: *Provided further*, That
20 an amount not less than that available in fiscal year 1997
21 be set aside and made available for ongoing technical as-
22 sistance under sections 306(a)(14) (7 U.S.C. 1926) and
23 310(B)(b) of the Consolidated Farm and Rural Develop-
24 ment Act (7 U.S.C. 1932): *Provided further*, That of the
25 total amount appropriated, not to exceed \$8,750,000 shall

1 be for water and waste disposal systems pursuant to sec-
 2 tion 757 of Public Law 104–127.

3 SALARIES AND EXPENSES

4 For necessary expenses of the Rural Utilities Service,
 5 including administering the programs authorized by the
 6 Rural Electrification Act of 1936, as amended, and the
 7 Consolidated Farm and Rural Development Act, as
 8 amended, and for cooperative agreements, \$33,000,000:
 9 *Provided*, That this appropriation shall be available for
 10 employment pursuant to the second sentence of section
 11 706(a) of the Organic Act of 1944, and not to exceed
 12 \$105,000 may be used for employment under 5 U.S.C.
 13 3109.

14 TITLE IV

15 DOMESTIC FOOD PROGRAMS

16 OFFICE OF THE UNDER SECRETARY FOR FOOD,
 17 NUTRITION AND CONSUMER SERVICES

18 For necessary salaries and expenses of the Office of
 19 the Under Secretary for Food, Nutrition and Consumer
 20 Services to administer the laws enacted by the Congress
 21 for the Food and Consumer Service, \$454,000.

22 CHILD NUTRITION PROGRAMS

23 (INCLUDING TRANSFERS OF FUNDS)

24 For necessary expenses to carry out the National
 25 School Lunch Act (42 U.S.C. 1751 et seq.), except section
 26 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771

1 et seq.), except sections 17 and 21; \$7,766,966,000, to
 2 remain available through September 30, 1999 of which
 3 \$2,548,555,000 is hereby appropriated and
 4 \$5,218,411,000 shall be derived by transfer from funds
 5 available under section 32 of the Act of August 24, 1935
 6 (7 U.S.C. 612c): *Provided*, That none of the funds made
 7 available under this heading shall be used for studies and
 8 evaluations: *Provided further*, That up to \$4,124,000 shall
 9 be available for independent verification of school food
 10 service claims.

11 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
 12 WOMEN, INFANTS, AND CHILDREN (WIC)

13 For necessary expenses to carry out the special sup-
 14 plemental nutrition program as authorized by section 17
 15 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
 16 \$3,924,000,000, to remain available through September
 17 30, 1999: *Provided*, That none of the funds made available
 18 under this heading shall be used for studies and evalua-
 19 tions: *Provided further*, That up to \$12,000,000 may be
 20 used to carry out the farmers' market nutrition program
 21 from any funds not needed to maintain current caseload
 22 levels: *Provided further*, That notwithstanding sections 17
 23 (g), (h), and (i) of such Act, the Secretary shall adjust
 24 fiscal year 1998 State allocations to reflect food funds
 25 available to the State from fiscal year 1997 under section

1 17(i)(3)(A)(ii) and 17(i)(3)(D): *Provided further*, That the
2 Secretary shall allocate funds recovered from fiscal year
3 1997 first to States to maintain stability funding levels,
4 as defined by regulations promulgated under section
5 17(g), and then to give first priority for the allocation of
6 any remaining funds to States whose funding is less than
7 their fair share of funds, as defined by regulations promul-
8 gated under section 17(g): *Provided further*, That none of
9 the funds provided in this account shall be available for
10 the purchase of infant formula except in accordance with
11 the cost containment and competitive bidding require-
12 ments specified in section 17 of the Child Nutrition Act
13 of 1966: *Provided further*, That State agencies required
14 to procure infant formula using a competitive bidding sys-
15 tem may use funds appropriated by this Act to purchase
16 infant formula under a cost containment contract entered
17 into after September 30, 1996 only if the contract was
18 awarded to the bidder offering the lowest net price, as de-
19 fined by section 17(b)(20) of the Child Nutrition Act of
20 1966, unless the State agency demonstrates to the satis-
21 faction of the Secretary that the weighted average retail
22 price for different brands of infant formula in the State
23 does not vary by more than five percent.

FOOD STAMP PROGRAM

For necessary expenses to carry out the Food Stamp Act (7 U.S.C. 2011 et seq.), \$25,140,479,000, to remain available through September 30, 1998, in accordance with section 18(a) of the Food Stamp Act: *Provided*, That \$100,000,000 of the foregoing amount shall be placed in reserve for use only in such amounts and at such times as may become necessary to carry out program operations: *Provided further*, That none of the funds made available under this heading shall be used for studies and evaluations: *Provided further*, That funds provided herein shall be expended in accordance with section 16 of the Food Stamp Act: *Provided further*, That this appropriation shall be subject to any work registration or workfare requirements as may be required by law: *Provided further*, That \$1,204,000,000 of the foregoing amount shall be available for nutrition assistance for Puerto Rico as authorized by 7 U.S.C. 2028: *Provided further*, That \$100,000,000 of the foregoing amount shall be available to carry out the Emergency Food Assistance Program as authorized by section 27 of the Food Stamp Act.

COMMODITY ASSISTANCE PROGRAM

For necessary expenses to carry out the commodity supplemental food program as authorized by section 4(a) of the Agriculture and Consumer Protection Act of 1973

1 (7 U.S.C. 612c note) and provide administrative expenses
 2 pursuant to section 204 of the Emergency Food Assist-
 3 ance Act of 1983, \$141,000,000, to remain available
 4 through September 30, 1999: *Provided*, That none of
 5 these funds shall be available to reimburse the Commodity
 6 Credit Corporation for commodities donated to the pro-
 7 gram.

8 FOOD DONATIONS PROGRAMS FOR SELECTED GROUPS

9 For necessary expenses to carry out section 4(a) of
 10 the Agriculture and Consumer Protection Act of 1973 (7
 11 U.S.C. 612c note), and section 311 of the Older Ameri-
 12 cans Act of 1965, as amended (42 U.S.C. 3030a),
 13 \$141,165,000 (increased by \$5,000,000), to remain avail-
 14 able through September 30, 1999.

15 FOOD PROGRAM ADMINISTRATION

16 For necessary administrative expenses of the domes-
 17 tic food programs funded under this Act, \$104,128,000,
 18 of which \$5,000,000 shall be available only for simplifying
 19 procedures, reducing overhead costs, tightening regula-
 20 tions, improving food stamp coupon handling, and assist-
 21 ance in the prevention, identification, and prosecution of
 22 fraud and other violations of law: *Provided*, That this ap-
 23 propriation shall be available for employment pursuant to
 24 the second sentence of section 706(a) of the Organic Act

1 of 1944 (7 U.S.C. 2225), and not to exceed \$150,000 shall
2 be available for employment under 5 U.S.C. 3109.

3 TITLE V
4 FOREIGN ASSISTANCE AND RELATED
5 PROGRAMS
6 FOREIGN AGRICULTURAL SERVICE AND GENERAL SALES
7 MANAGER
8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses of the Foreign Agricultural
10 Service, including carrying out title VI of the Agricultural
11 Act of 1954, as amended (7 U.S.C. 1761–1768), market
12 development activities abroad, and for enabling the Sec-
13 retary to coordinate and integrate activities of the Depart-
14 ment in connection with foreign agricultural work, includ-
15 ing not to exceed \$128,000 for representation allowances
16 and for expenses pursuant to section 8 of the Act approved
17 August 3, 1956 (7 U.S.C. 1766), \$135,561,000, of which
18 \$3,231,000 may be transferred from the Export Loan
19 Program account in this Act, and \$1,035,000 may be
20 transferred from the Public Law 480 program account in
21 this Act: *Provided*, That the Service may utilize advances
22 of funds, or reimburse this appropriation for expenditures
23 made on behalf of Federal agencies, public and private or-
24 ganizations and institutions under agreements executed
25 pursuant to the agricultural food production assistance

1 programs (7 U.S.C. 1736) and the foreign assistance pro-
2 grams of the International Development Cooperation Ad-
3 ministration (22 U.S.C. 2392).

4 None of the funds in the foregoing paragraph shall
5 be available to promote the sale or export of tobacco or
6 tobacco products.

7 PUBLIC LAW 480 PROGRAM AND GRANT ACCOUNTS

8 (INCLUDING TRANSFERS OF FUNDS)

9 For expenses during the current fiscal year, not oth-
10 erwise recoverable, and unrecovered prior years' costs, in-
11 cluding interest thereon, under the Agricultural Trade De-
12 velopment and Assistance Act of 1954, as amended (7
13 U.S.C. 1691, 1701–1715, 1721–1726, 1727–1727f, and
14 1731–1736g), as follows: (1) \$225,798,000 for Public
15 Law 480 title I credit, including Food for Progress pro-
16 grams; (2) \$12,250,000 is hereby appropriated for ocean
17 freight differential costs for the shipment of agricultural
18 commodities pursuant to title I of said Act and the Food
19 for Progress Act of 1985, as amended; (3) \$837,000,000
20 is hereby appropriated for commodities supplied in connec-
21 tion with dispositions abroad pursuant to title II of said
22 Act; and (4) \$30,000,000 is hereby appropriated for com-
23 modities supplied in connection with dispositions abroad
24 pursuant to title III of said Act: *Provided*, That not to
25 exceed 15 percent of the funds made available to carry

1 out any title of said Act may be used to carry out any
2 other title of said Act: *Provided further*, That such sums
3 shall remain available until expended (7 U.S.C. 2209b).

4 For the cost, as defined in section 502 of the Con-
5 gressional Budget Act of 1974, of direct credit agreements
6 as authorized by the Agricultural Trade Development and
7 Assistance Act of 1954, as amended, and the Food for
8 Progress Act of 1985, as amended, including the cost of
9 modifying credit agreements under said Act,
10 \$175,738,000.

11 In addition, for administrative expenses to carry out
12 the Public Law 480 title I credit program, and the Food
13 for Progress Act of 1985, as amended, to the extent funds
14 appropriated for Public Law 480 are utilized, \$1,780,000.

15 COMMODITY CREDIT CORPORATION EXPORT LOANS

16 PROGRAM ACCOUNT

17 (INCLUDING TRANSFERS OF FUNDS)

18 For administrative expenses to carry out the Com-
19 modity Credit Corporation's export guarantee program,
20 GSM 102 and GSM 103, \$3,820,000; to cover common
21 overhead expenses as permitted by section 11 of the Com-
22 modity Credit Corporation Charter Act and in conformity
23 with the Federal Credit Reform Act of 1990, of which not
24 to exceed \$3,231,000 may be transferred to and merged
25 with the appropriation for the salaries and expenses of the

1 Foreign Agricultural Service, and of which not to exceed
2 \$589,000 may be transferred to and merged with the ap-
3 propriation for the salaries and expenses of the Farm
4 Service Agency.

5 EXPORT CREDIT

6 The Commodity Credit Corporation shall make avail-
7 able not less than \$5,500,000,000 in credit guarantees
8 under its export credit guarantee program extended to fi-
9 nance the export sales of United States agricultural com-
10 modities and the products thereof, as authorized by sec-
11 tion 202(a) and (b) of the Agricultural Trade Act of 1978
12 (7 U.S.C. 5641).

13 EMERGING-MARKETS EXPORT CREDIT

14 The Commodity Credit Corporation shall make avail-
15 able not less than \$200,000,000 in credit guarantees
16 under its export guarantee program for credit expended
17 to finance the export sales of United States agricultural
18 commodities and the products thereof to emerging mar-
19 kets, as authorized by section 1542 of Public Law 101-
20 624 (7 U.S.C. 5622 note).

1 TITLE VI
2 RELATED AGENCIES AND FOOD AND DRUG
3 ADMINISTRATION
4 DEPARTMENT OF HEALTH AND HUMAN
5 SERVICES
6 FOOD AND DRUG ADMINISTRATION
7 SALARIES AND EXPENSES
8 For necessary expenses of the Food and Drug Ad-
9 ministration, including hire and purchase of passenger
10 motor vehicles; for rental of special purpose space in the
11 District of Columbia or elsewhere; and for miscellaneous
12 and emergency expenses of enforcement activities, author-
13 ized and approved by the Secretary and to be accounted
14 for solely on the Secretary's certificate, not to exceed
15 \$25,000; \$857,971,000 (reduced by \$5,470,000): *Pro-*
16 *vided*, That none of these funds shall be used to develop,
17 establish, or operate any program of user fees authorized
18 by 31 U.S.C. 9701.

19 In addition, fees pursuant to section 354 of the Pub-
20 lic Health Service Act may be credited to this account,
21 to remain available until expended.

22 In addition, fees pursuant to section 801 of the Fed-
23 eral Food, Drug, and Cosmetic Act may be credited to
24 this account, to remain available until expended.

1 BUILDINGS AND FACILITIES

2 For plans, construction, repair, improvement, exten-
3 sion, alteration, and purchase of fixed equipment or facili-
4 ties of or used by the Food and Drug Administration,
5 where not otherwise provided, \$21,350,000, to remain
6 available until expended (7 U.S.C. 2209b).

7 RENTAL PAYMENTS (FDA)

8 (INCLUDING TRANSFERS OF FUNDS)

9 For payment of space rental and related costs pursu-
10 ant to Public Law 92-313 for programs and activities of
11 the Food and Drug Administration which are included in
12 this Act, \$46,294,000: *Provided*, That in the event the
13 Food and Drug Administration should require modifica-
14 tion of space needs, a share of the salaries and expenses
15 appropriation may be transferred to this appropriation, or
16 a share of this appropriation may be transferred to the
17 salaries and expenses appropriation, but such transfers
18 shall not exceed 5 percent of the funds made available for
19 rental payments (FDA) to or from this account.

20 DEPARTMENT OF THE TREASURY

21 FINANCIAL MANAGEMENT SERVICE

22 PAYMENTS TO THE FARM CREDIT SYSTEM FINANCIAL
23 ASSISTANCE CORPORATION

24 For necessary payments to the Farm Credit System
25 Financial Assistance Corporation by the Secretary of the

1 Treasury, as authorized by section 6.28(c) of the Farm
 2 Credit Act of 1971, as amended, for reimbursement of in-
 3 terest expenses incurred by the Financial Assistance Cor-
 4 poration on obligations issued through 1994, as author-
 5 ized, \$7,728,000.

6 INDEPENDENT AGENCIES

7 COMMODITY FUTURES TRADING COMMISSION

8 For necessary expenses to carry out the provisions
 9 of the Commodity Exchange Act, as amended (7 U.S.C.
 10 1 et seq.), including the purchase and hire of passenger
 11 motor vehicles; the rental of space (to include multiple
 12 year leases) in the District of Columbia and elsewhere; and
 13 not to exceed \$25,000 for employment under 5 U.S.C.
 14 3109; \$57,101,000, including not to exceed \$1,000 for of-
 15 ficial reception and representation expenses: *Provided*,
 16 That the Commission is authorized to charge reasonable
 17 fees to attendees of Commission sponsored educational
 18 events and symposia to cover the Commission's costs of
 19 providing those events and symposia, and notwithstanding
 20 31 U.S.C. 3302, said fees shall be credited to this account,
 21 to be available without further appropriation.

22 FARM CREDIT ADMINISTRATION

23 LIMITATION ON ADMINISTRATIVE EXPENSES

24 Not to exceed \$34,423,000 (from assessments col-
 25 lected from farm credit institutions and from the Federal

1 Agricultural Mortgage Corporation) shall be obligated
2 during the current fiscal year for administrative expenses
3 as authorized under 12 U.S.C. 2249: *Provided*, That this
4 limitation shall not apply to expenses associated with re-
5 ceiverships.

6 TITLE VII—GENERAL PROVISIONS

7 SEC. 701. Within the unit limit of cost fixed by law,
8 appropriations and authorizations made for the Depart-
9 ment of Agriculture for the fiscal year 1998 under this
10 Act shall be available for the purchase, in addition to those
11 specifically provided for, of not to exceed 394 passenger
12 motor vehicles, of which 391 shall be for replacement only,
13 and for the hire of such vehicles.

14 SEC. 702. Funds in this Act available to the Depart-
15 ment of Agriculture shall be available for uniforms or al-
16 lowances therefor as authorized by law (5 U.S.C. 5901–
17 5902).

18 SEC. 703. Not less than \$1,500,000 of the appropria-
19 tions of the Department of Agriculture in this Act for re-
20 search and service work authorized by the Acts of August
21 14, 1946, and July 28, 1954 (7 U.S.C. 427, 1621–1629),
22 and by chapter 63 of title 31, United States Code, shall
23 be available for contracting in accordance with said Acts
24 and chapter.

1 SEC. 704. The cumulative total of transfers to the
2 Working Capital Fund for the purpose of accumulating
3 growth capital for data services and National Finance
4 Center operations shall not exceed \$2,000,000: *Provided*,
5 That no funds in this Act appropriated to an agency of
6 the Department shall be transferred to the Working Cap-
7 ital Fund without the approval of the agency adminis-
8 trator.

9 SEC. 705. New obligational authority provided for the
10 following appropriation items in this Act shall remain
11 available until expended (7 U.S.C. 2209b): Animal and
12 Plant Health Inspection Service, the contingency fund to
13 meet emergency conditions, fruit fly program, and inte-
14 grated systems acquisition project; Farm Service Agency,
15 salaries and expenses funds made available to county com-
16 mittees; and Foreign Agricultural Service, middle-income
17 country training program.

18 New obligational authority for the boll weevil pro-
19 gram; up to 10 percent of the screwworm program of the
20 Animal and Plant Health Inspection Service; Food Safety
21 and Inspection Service, field automation and information
22 management project; funds appropriated for rental pay-
23 ments; funds for the Native American Institutions Endow-
24 ment Fund in the Cooperative State Research, Education,
25 and Extension Service; and funds for the competitive re-

1 search grants (7 U.S.C. 450i(b)), shall remain available
2 until expended.

3 SEC. 706. No part of any appropriation contained in
4 this Act shall remain available for obligation beyond the
5 current fiscal year unless expressly so provided herein.

6 SEC. 707. Not to exceed \$50,000 of the appropria-
7 tions available to the Department of Agriculture in this
8 Act shall be available to provide appropriate orientation
9 and language training pursuant to Public Law 94-449.

10 SEC. 708. No funds appropriated by this Act may be
11 used to pay negotiated indirect cost rates on cooperative
12 agreements or similar arrangements between the United
13 States Department of Agriculture and nonprofit institu-
14 tions in excess of 10 percent of the total direct cost of
15 the agreement when the purpose of such cooperative ar-
16 rangements is to carry out programs of mutual interest
17 between the two parties. This does not preclude appro-
18 priate payment of indirect costs on grants and contracts
19 with such institutions when such indirect costs are com-
20 puted on a similar basis for all agencies for which appro-
21 priations are provided in this Act.

22 SEC. 709. Notwithstanding any other provision of
23 this Act, commodities acquired by the Department in con-
24 nection with Commodity Credit Corporation and section
25 32 price support operations may be used, as authorized

1 by law (15 U.S.C. 714c and 7 U.S.C. 612c), to provide
2 commodities to individuals in cases of hardship as deter-
3 mined by the Secretary of Agriculture.

4 SEC. 710. None of the funds in this Act shall be avail-
5 able to reimburse the General Services Administration for
6 payment of space rental and related costs in excess of the
7 amounts specified in this Act; nor shall this or any other
8 provision of law require a reduction in the level of rental
9 space or services below that of fiscal year 1997 or prohibit
10 an expansion of rental space or services with the use of
11 funds otherwise appropriated in this Act. Further, no
12 agency of the Department of Agriculture, from funds oth-
13 erwise available, shall reimburse the General Services Ad-
14 ministration for payment of space rental and related costs
15 provided to such agency at a percentage rate which is
16 greater than is available in the case of funds appropriated
17 in this Act.

18 SEC. 711. None of the funds in this Act shall be avail-
19 able to restrict the authority of the Commodity Credit
20 Corporation to lease space for its own use or to lease space
21 on behalf of other agencies of the Department of Agri-
22 culture when such space will be jointly occupied.

23 SEC. 712. With the exception of grants awarded
24 under the Small Business Innovation Development Act of
25 1982, Public Law 97–219, as amended (15 U.S.C. 638),

1 none of the funds in this Act shall be available to pay
2 indirect costs on research grants awarded competitively by
3 the Cooperative State Research, Education, and Extension
4 Service that exceed 14 percent of total Federal funds pro-
5 vided under each award.

6 SEC. 713. Notwithstanding any other provisions of
7 this Act, all loan levels provided of this Act shall be consid-
8 ered estimates, not limitations.

9 SEC. 714. Appropriations to the Department of Agri-
10 culture for the cost of direct and guaranteed loans made
11 available in fiscal year 1998 shall remain available until
12 expended to cover obligations made in fiscal year 1998 for
13 the following accounts: the rural development loan fund
14 program account; the Rural Telephone Bank program ac-
15 count; the rural electrification and telecommunications
16 loans program account; and the rural economic develop-
17 ment loans program account.

18 SEC. 715. Such sums as may be necessary for fiscal
19 year 1998 pay raises for programs funded by this Act shall
20 be absorbed within the levels appropriated in this Act.

21 SEC. 716. (a) COMPLIANCE WITH BUY AMERICAN
22 ACT.—None of the funds made available in this Act may
23 be expended by an entity unless the entity agrees that in
24 expending the funds the entity will comply with sections

1 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–
2 10c; popularly known as the “Buy American Act”).

3 (b) SENSE OF CONGRESS; REQUIREMENT REGARD-
4 ING NOTICE.—

5 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
6 AND PRODUCTS.—In the case of any equipment or
7 product that may be authorized to be purchased
8 with financial assistance provided using funds made
9 available in this Act, it is the sense of the Congress
10 that entities receiving the assistance should, in ex-
11 pending the assistance, purchase only American-
12 made equipment and products.

13 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
14 In providing financial assistance using funds made
15 available in this Act, the head of each Federal agen-
16 cy shall provide to each recipient of the assistance
17 a notice describing the statement made in paragraph
18 (1) by the Congress.

19 (c) PROHIBITION OF CONTRACTS WITH PERSONS
20 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
21 If it has been finally determined by a court or Federal
22 agency that any person intentionally affixed a label bear-
23 ing a “Made in America” inscription, or any inscription
24 with the same meaning, to any product sold in or shipped
25 to the United States that is not made in the United

1 States, the person shall be ineligible to receive any con-
2 tract or subcontract made with funds made available in
3 this Act, pursuant to the debarment, suspension, and ineli-
4 gibility procedures described in sections 9.400 through
5 9.409 of title 48, Code of Federal Regulations.

6 SEC. 717. Notwithstanding the Federal Grant and
7 Cooperative Agreement Act, marketing services of the Ag-
8 ricultural Marketing Service and the Animal and Plant
9 Health Inspection Service may use cooperative agreements
10 to reflect a relationship between the Agricultural Market-
11 ing Service or the Animal and Plant Health Inspection
12 Service and a State or Cooperator to carry out agricultural
13 marketing programs or to carry out programs to protect
14 the Nation's animal and plant resources.

15 SEC. 718. None of the funds in this Act may be used
16 to retire more than 5 percent of the Class A stock of the
17 Rural Telephone Bank or to maintain any account or sub-
18 account within the accounting records of the Rural Tele-
19 phone Bank the creation of which has not specifically been
20 authorized by statute: *Provided*, That notwithstanding any
21 other provision of law, none of the funds appropriated or
22 otherwise made available in this Act may be used to trans-
23 fer to the Treasury or to the Federal Financing Bank any
24 unobligated balance of the Rural Telephone Bank tele-
25 phone liquidating account which is in excess of current

1 requirements and such balance shall receive interest as set
2 forth for financial accounts in section 505(c) of the Fed-
3 eral Credit Reform Act of 1990.

4 SEC. 719. None of the funds made available in this
5 Act may be used to provide assistance to, or to pay the
6 salaries of personnel who carry out a market promotion/
7 market access program pursuant to section 203 of the Ag-
8 ricultural Trade Act of 1978 (7 U.S.C. 5623) that pro-
9 vides assistance to the United States Mink Export Devel-
10 opment Council or any mink industry trade association.

11 SEC. 720. Of the funds made available by this Act,
12 not more than \$1,000,000 shall be used to cover necessary
13 expenses of activities related to all advisory committees,
14 panels, commissions, and task forces of the Department
15 of Agriculture except for panels used to comply with nego-
16 tiated rule makings and panels used to evaluate competi-
17 tively awarded grants.

18 SEC. 721. None of the funds appropriated or other-
19 wise made available by this Act shall be used to pay the
20 salaries and expenses of personnel who carry out an export
21 enhancement program if the aggregate amount of funds
22 and/or commodities under such program exceeds
23 \$205,000,000.

24 SEC. 722. No employee of the Department of Agri-
25 culture may be detailed or assigned from an agency or

1 office funded by this Act to any other agency or office
2 of the Department for more than 30 days unless the indi-
3 vidual's employing agency or office is fully reimbursed by
4 the receiving agency or office for the salary and expenses
5 of the employee for the period of assignment.

6 SEC. 723. None of the funds appropriated or other-
7 wise made available to the Department of Agriculture
8 shall be used to transmit or otherwise make available to
9 any non-Department of Agriculture employee questions or
10 responses to questions that are a result of information re-
11 quested for the appropriations hearing process.

12 SEC. 724. None of the funds appropriated or other-
13 wise made available in this Act may be expended or obli-
14 gated to fund the activities of the Western Director and
15 Special Assistant to the Secretary within the Office of the
16 Secretary of Agriculture or any similar position.

17 SEC. 725. None of the funds made available to the
18 Department of Agriculture by this Act may be used to ac-
19 quire new information technology systems or significant
20 upgrades, as determined by the Office of the Chief Infor-
21 mation Officer, without the approval of the Chief Informa-
22 tion Officer and the concurrence of the Executive Informa-
23 tion Technology Investment Review Board.

24 SEC. 726. For an additional amount for the purposes
25 provided for under the heading "DEPARTMENTAL ADMIN-

1 ISTRATION” in title I of this Act, \$1,500,000, and the
2 amount provided under “NATIONAL AGRICUTURAL STA-
3 TISTICS SERVICE” is hereby reduced by \$1,500,000.

4 SEC. 727. None of the funds appropriated or other-
5 wise made available by this Act may be made available
6 to provide assistance to the Democratic People’s Republic
7 of Korea, except for assistance that is provided directly
8 to needy people by the United Nations World Food Pro-
9 gram or private voluntary organizations registered with
10 the United States Agency for International Development,
11 and not by the Government of the Democratic People’s
12 Republic of Korea.

13 SEC. 728. None of the funds made available in title
14 III of this Act may be used to provide any assistance
15 (other than the servicing of loans made on or before Sep-
16 tember 30, 1997) under any program under title V of the
17 Housing Act of 1949 relating to any housing or project
18 located, or to be located, in the City of Galt, California.

1 This Act may be cited as the “Agriculture, Rural De-
2 velopment, Food and Drug Administration, and Related
3 Agencies Appropriations Act, 1998”.

Passed the House of Representatives July 24, 1997.

Attest:

Clerk.